THE HON'BLE SRI JUSTICE V.ESWARAIAH

W.P.No.18499 of 2007

Between:

Syed Yousuf and others. … Petitioners

and

State of Andhra Pradesh,
Rep. by Principal Secretary and others.

… Respondents

ORDER:

It is the case of the petitioners that pursuant to the complaint lodged by the daughter-in-law of petitioners 1 and 2, a case in Cr.No.129 of 2007 was registered against the petitioners for the offences punishable under Sections 498-A and 406 IPC and under Sections 4 and 6 of Dowry Prohibition Act. All the petitioners have been released on bail and the investigation is almost completed. Inspite of completion of investigation, the petitioners are being called to the police station daily by the 3rd respondent and made them to sit in the police station without any reasonable cause or reason best known to the petitioners. Therefore, the petitioners seek a Writ of Mandamus to direct the respondents not to call the petitioners to the police station daily and make them to sit in the police station.

Admittedly, the petitioners have not furnished any particulars as to on which dates they are being called to the police station. If really, the petitioners are being called to the police station, they could have made a representation-complaint before the superior officials about the alleged illegal action of the 3rd respondent. But, without there being any representation-complaint about the alleged illegal action of the 3rd respondent, it is not just and proper to entertain the Writ Petition under Article 226 of the Constitution of India.

Accordingly, the writ petition is dismissed. There shall be no order as to costs.

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31-08-2007

Prv